



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Wilhelm Kordes
Application No. 10/691,234
Filed: October 21, 2003
Confirmation No. 6000
For: FLORIBUNDA ROSE PLANT NAMED
'KORSUFLABE'
Examiner: June Hwu
Art Unit: 1661
Attorney Reference No. 2747-67092-01

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below.

Attorney
for Applicant(s)

Date Mailed May 3, 2004

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AMENDMENT

This responds to the Office action dated February 25, 2004. Please amend the referenced application as follows:

Please substitute the enclosed Substitute Specification for the specification originally filed. A Marked Up copy of the Substitute Specification showing additions underscored and deletions lined through is also enclosed for the Examiner's convenience. Cancellation of the original specification is hereby authorized.

Remarks

The specification has been amended to add or correct the information requested in paragraphs B, C, D & E of the Office action.

With respect paragraph A, regarding the confusion as to the varieties that are the subject of U.S. Plant Patents Nos. 5,001 and 5,248, U.S. Plant No. 5,001 is for the variety 'JACjem' (Sunflare). U.S. Plant Patent No. 5,248 on the other hand, is for a sport of 'JACjem,' the sport being named 'JAClem.' Plant Patent 5,248 was originally issued with the name incorrectly